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### **DETAILED ACTION**

1. This office action is in response to the Board of Patent Appeals decision filed 7/26/2012 under 35 U.S.C. § 134(a) of the rejection of claims 1 through 3, 7 through 11, 13, 23 through 27, 29 through 35, 38, 40, and 42 through 51 is reversed are reversed.
2. Claims 1-3, 7-11, 13, 23-27, 29-35, 38, 40, 42-51 are pending for further examination.

### ***EXAMINER'S AMENDMENT***

3. The Examiner's Amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.
4. Authorization for this Examiner's Amendment was given in a telephone interview held by Applicant's representative, Ms. Linh-Han Nguyen (Reg. No. L0576), and Examiner Linh Pham, on November 15, 2012. The Examiner's Amendment claims 23-27, 29-35 and 46-48; Claims 36 and 37 are canceled to make the case allowable.

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5. **Claims:**

**Replacing claims as following:**

23. (Current Amended) A first non-transitory computer-readable medium having computer- executable instructions to cause a processor of a server to create a visual presentation by performing operations comprising:

determining one or more sources of a plurality of sources from which to access a plurality of presentation images, the plurality of sources including a remote source and a local source;

accessing the plurality of presentation images from the one or more specified sources, the plurality of presentation images having inconsistent presentation attributes;

arranging the plurality of presentation images according to characteristics preselected by a client, the characteristics including at least three of a distance, a perspective, a magnification, and an angle;

organizing the plurality of presentation images in the visual presentation, wherein organizing includes automatically modifying the inconsistent presentation attributes of the plurality of presentation images to have consistent presentation attributes, wherein modifying the inconsistent presentation attributes of the plurality of presentation images includes modifying the inconsistent presentation attributes including an exposure; and

requesting and receiving compensation from the client before the visual presentation is sent to the client, an amount of compensation varies depending on which

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sources of the plurality of sources are accessed to retrieve the plurality of presentation images, where the remote source is more expensive to access than the local source.

24. (Current Amended) The first non-transitory computer-readable medium of claim 23, wherein the at least three characteristics includes the magnification if the visual presentation is to zoom away from a location.

25. (Current Amended) The first non-transitory computer-readable medium of claim 23, wherein modifying the inconsistent presentation attributes of the plurality of presentation images includes modifying the inconsistent presentation attributes including a size and a color.

26. (Current Amended) The first non-transitory computer-readable medium of claim 23 having computer- executable instructions further comprising: accessing an address for a location.

27. (Current Amended) The first non-transitory computer-readable medium of claim 23 having computer- executable instructions further comprising: accessing location coordinates for a location.

29. (Current Amended) The first non-transitory computer-readable medium of claim 23 having computer-executable instructions further comprising: accessing additional information, wherein the additional information is viewing preferences are selected by the client and affect the appearance of the visual presentation.

30. (Current Amended) The first non-transitory computer-readable medium of claim 23 having computer-executable instructions further comprising: uploading the plurality of presentation images from the client, the client being the local source.

31. (Current Amended) The first non-transitory computer-readable medium of claim 23 having computer-executable instructions further comprising: loading the plurality of presentation images from a database, the database being the remote source.

32. (Current Amended) The first non-transitory computer-readable medium of claim 23 having computer-executable instructions further comprising: uploading at least one of the plurality of presentation images from the client, the client being the local source; and

loading at least one of the plurality of presentation images from a database, the database being the remote source.

33. (Current Amended) The first non-transitory computer-readable medium of claim 23 having computer-executable instructions further comprising: loading at least one of the plurality of presentation images from a second computer- readable medium.

34. (Current Amended) The first non-transitory computer-readable medium of claim 23 having computer-executable instructions further comprising: sending the visual presentation to the client.

35. (Current Amended) The first non-transitory computer-readable medium of claim 23 having computer- executable instructions further comprising: saving the visual presentation on a second computer-readable medium.

36. (Canceled).

37. (Canceled).

46. (Current Amended) The first non-transitory computer-readable medium of claim 23 having computer-executable instructions further comprising: specifying how

quickly the visual presentation zooms in or out if the distance or magnification characteristic from the group is selected.

47. (Current Amended) The first non-transitory computer-readable medium of claim 23 having computer-executable instructions further comprising: specifying how quickly the visual presentation pans around a location if the perspective or angle characteristic from the group is selected.

48. (Current Amended) The first non-transitory computer-readable medium of claim 23 having computer-executable instructions further comprising: specifying whether the visual presentation appears in black-and-white or color.

***Examiner's Statement of reason of Allowance***

6. **Claims 1-3, 7-11, 13, 23-27, 29-35, 38, 40, 42-51 are allowed.**

7. **The following is an examiner's statement of reasons for allowance:**

The present invention is directed to a method/system for automatically displaying images to create a visual presentation by an imaging service; the image service accesses images from a client computer or/and database and arranges the images according to specified characteristic and combines them in a visual presentation.

The Prior art made record fails to anticipated or make the claimed invention. Specifically, the prior arts fail to teach, in combination with the remaining elements, a method/system for automatically displaying images to create a visual presentation, comprising the steps of: requesting and receiving compensation from the

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client before the visual presentation is sent to the client, an amount of compensation varies depending on which sources of the plurality of sources are accessed to retrieve the plurality of presentation images, where the remote source is more expensive to access than the local source; and transmitting the visual presentation from the server to the client as recited, or similarly recited, in independent claims 1, 23, 38, and 49.

The closest prior art, Yang et al., (“Yang,” US 6,301,586); Lin (US 6,369,835); Shiimori (US 6,567,983); Stewart et al., (“Stewart,” US 6,571,221); Higurashi et al., (“Higurashi,” US 2003/0133019); Vasudevan et al., (“Vasudevan,” US 6,892,351). Yang discloses a method/system for managing multimedia objects such as text, images, sound, and video clips; Higurashi discloses a system for joining a plurality of images; Stewart discloses a method system for network communication service with an improved subscriber model; Lin discloses a method/system for generating a movie file from a slide show presentation; and Vasudevan discloses a method/system for creating a multimedia presentation from full motion video using significance measures. However, Yang, Lin, Shiimori, Stewart, Higurashi, and Vasudevan, singularly or in combination, still fail to anticipate or render the above cited limitations obvious.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled “Comments on Statement of Reasons for Allowance.”

***Inquiry***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to LINH K. PHAM whose telephone number is (571)270-3230. The examiner can normally be reached on Monday to Thursday from 7:30AM to 5:00PM (EST).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Doon Y. Chow can be reached on (571) 272-7767. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Linh K Pham/  
Examiner, Art Unit 2174

/William Bashore/  
Supervisory Patent Examiner, Art Unit 2175